IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF GEORGIA STATESBORO DIVISION



JOHN L. PURSER.

Plaintiff.

VS.

CLERK J. Falutari SO. DIST. OF GA.

CIVIL ACTION NO. CV604-159

JAMES E. DONALDSON; JOHN STRAND; RAYMOND HEAD; HUGH SMITH; DAVID PALMER; JENEIL PARKER; Officer AUSTIN; Officer TOMPKINS; C.E.R.T. Officer ANDREW MACFARLEY; TRACE SIMMONS; Officer MADDISON, JR.; Officer McGINNIS; TARMARSHE SMITH; Sgt. WASHINGTON; Officer RUFF; Officer DIXON; Lt. WIMBERLY, and Nurse KELLY,

Defendants.

ORDER

Plaintiff has filed a "Motion for Judicial Notice of Facts." (Doc. 40.) Plaintiff seeks judicial notice of the facts stated in his complaint. Defendants have filed a response, pointing out that Defendants refute the allegations of Plaintiff's complaint. Plaintiff's Motion for Judicial Notice of Facts is hereby **DENIED**.

SO ORDERED, this 14 day of June, 2005.

JAMES E. GRAHAM

UNITED STATES MAGISTRATE JUDGE